



23026 U.S. PTO

Docket No. 3562-4000US3

Express Mail No. EJ606931584US

27123

↑CUSTOMER NUMBER↑

17858 U.S. PTO
10/796634



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

UTILITY APPLICATION AND FEE TRANSMITTAL §(1.53(b))

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing is the patent application of

Inventor(s) names and addresses:

James S. Chizmar, 137 Sullivan Street, New York, NY 10012

☐ Additional inventors are listed on a separate sheet

For: **IMPROVED LOOSE-LEAF BINDER**

Enclosed Are:

- 1 page(s) of cover sheet
161 page(s) of specification
1 page(s) of Abstract
14 page(s) of claims 1-23
44 sheets of Formal Drawings (FIGS. 1A-1L; 2A-2E; 3A-3E; 4A-4D; 5A; 5B; 6A; 6B; 7A; 7B, 8-12; 13A, 13B, 14A-14C; 15-17, 18A, 18B; 19A, 19B, 20A, 20B, 21A, 21B, 22A, 22B, 23A-23E, 24A-24C; 25A, 25B, 26A-26C, 27A, 27B, 28A, 28B, 29A-29C, 30A-30F, 31A-31F, 32A-32F, 33A-33F, 34, 35, 36A-36F, 37A-37D, 38A-38C, 39A-39C, 40A, 40B, 41A-41E, 42, 43A, 43B, 44, 45A-45C, 46A, 46B, 47A, 47B, 48A-48E, 49A-49E, 50A, 50B, 51A, 51B, 52A, 52B, 53A-53E, 54A-54K, 55A, 55B, 56A, 56B, 57A, 57B, 58A, 58B, 59A, 59B and 60.
5 page(s) of Declaration and Power of Attorney
- ☐ Unsigned
☐ Newly Executed
☒ Copy from prior application serial number 09/296,377, filed April 22, 1999
☐ Deletion of inventors including Signed Statement under 37 C.F.R. §1.63(d)(2)

☐ **REQUEST AND CERTIFICATION UNDER 35 U.S.C. §122(b)(2)(B)(i) (form PTO/SB/35)**

As indicated on the attached Request and Certification, Applicant(s) certify that the invention disclosed in the attached application HAS NOT and WILL NOT be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. Applicant(s) therefore request(s) that the attached application NOT be published under 35 U.S.C. §122(b).

☒ **Incorporation by Reference:**

☒ **The entire disclosure of the prior application, from which a copy of the combined Declaration and Power of Attorney is supplied herein, is considered as being part of the disclosure of the accompanying application and is incorporated herein by reference.**

☐ **Deletion of Inventors (37 C.F.R. §1.63(d) and §1.33(b))**

Signed statement attached deleting inventor(s) named in the prior application serial no. ____, filed ____.

☐ **Microfiche Computer Program (Appendix)**

- ☐ page(s) of Sequence Listing
- ☐ computer readable disk containing Sequence Listing
- ☐ Statement under 37 C.F.R. §1.821(f) that computer and paper copies of the Sequence Listing are the same

☐ **Assignment Papers (assignment cover sheet and assignment documents)**

- ☐ A check in the amount of \$40.00 for recording the Assignment
- ☐ Charge the Assignment Recordation Fee to Deposit Account No. 13-4500, Order No. ____.
- ☐ Assignment Papers filed in the parent application Serial No. ____ and recorded under and.

☐ **Certification of chain of title pursuant to 37 C.F.R. §3.73(b)**

☒ **Priority is claimed under 35 U.S.C. §119 for:**
Application Nos. 10/123,000, filed April 15, 2002, in U.S.A.; 09/698,838, filed October 27, 2000, in U.S.A.; and 09/296,377, filed April 22, 1999, in U.S.A.

- ☐ Certified Copy of Priority Document(s) [_____]
 ☐ filed herewith
 ☐ filed in application Serial No. _____, filed _____.
 ☐ English translation document(s) [_____]
 ☐ filed herewith
 ☐ filed in application Serial No. _____, filed _____.

 ☐ Priority is claimed under 35 U.S.C. §119(e) for:
 Provisional Application No. _____, filed _____.

 ☒ **Information Disclosure Statement**
 ☐ Copy of [_____] cited references
 ☐ PTO Form-1449 citing references cited in parent application Serial No. _____
 filed _____.
 ☒ **References cited in prior applications Serial No(s). 10/123,000, filed April 15, 2002, 09/296,377, filed April 22, 1999 and Serial No. 09/698,838, filed October 27, 2000.**

 ☐ Related Case Statement under 37 C.F.R. §1.98(a)(2)(iii)
 ☐ A copy of related pending U.S. Application(s) Serial No(s): _____, filed _____,
 respectively, is attached hereto.
 ☐ A copy of related pending U.S. Application(s) entitled, _____, filed _____ to
 inventor(s) _____, respectively, is attached hereto.
 ☐ A copy of each related application(s) was submitted in parent application serial no. _____,
 filed _____.

 ☐ Preliminary Amendment
 ☒ **Return receipt postcard (MPEP 503)**
 ☒ **This is a ☐ continuation ☐ divisional ☒ continuation-in-part of prior
 application serial no. 10/123,000, filed April 15, 2002, to which priority under
 35 U.S.C. §120 is claimed.**
 ☐ Cancel in this application original claims ____ of the parent application before
 calculating the filing fee. (At least one original independent claim must be retained
 for filing purposes.)
 ☐ A Preliminary Amendment is enclosed. (Claims added by this Amendment have
 been properly numbered consecutively beginning with the number following the
 highest numbered original claim in the prior application).

- ☒ **The status of the parent application is as follows:**
- ☐ A Petition for Extension of Time and a Fee therefor has been or is being filed in the parent application to extend the term for action in the parent application until ____.
- ☐ A copy of the Petition for Extension of Time in the co-pending parent application is attached.
- ☒ **No Petition for Extension of Time and Fee therefor are necessary in the co-pending parent application.**
- ☐ Please abandon the parent application at a time while the parent application is pending or at a time when the petition for extension of time in that application is granted and while this application is pending has been granted a filing date, so as to make this application co-pending.
- ☐ Transfer the drawing(s) from the parent application to this application
- ☒ **Amend the specification by inserting before the first line the sentence:**
This is ☐ continuation ☐ divisional ☒ continuation-in-part of co-pending application Serial No. 10/123,000, filed April 15, 2002.

I. CALCULATION OF APPLICATION FEE				
	Number Filed	Number Extra	Rate	Basic Fee \$770.00/385.00
Total Claims	23- 20 =	3x	\$18.00/ \$9.00	\$ 27.00
Independent Claims	7- 3 =	4x	\$86.00/ \$43.00	\$ 172.00
<input type="checkbox"/> Multiple Dependent Claims		If marked, add fee of \$290.00 (\$145.00)		\$
TOTAL:				\$ 584.00

- ☒ **Small entity status is or has been claimed. Reduced fees under 37 C.F.R. §1.9 (f) paid herewith \$584.00.**
- ☐ A check in the amount of \$ ____ in payment of the application filing fees is attached.
- ☒ **Charge fee to Deposit Account No. 13-4500, Order No. 3562-4000US3.
A DUPLICATE COPY OF THIS SHEET IS ATTACHED.**

Docket No. 3562-4000US3
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- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required for filing this application pursuant to 37 CFR §1.16, including all extension of time fees pursuant to 37 C.F.R. § 1.17 for maintaining copendency with the parent application, or credit any overpayment to Deposit Account No. 13-4500, Order No. 3562-4000US3. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.

Respectfully submitted,
MORGAN & FINNEGAN, L.L.P.

Dated: March 8, 2004

By: _____


Mark J. Abate
Registration No. 32,527

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): James S. Chizmar

Serial No.: To Be Assigned

Group Art Unit: To Be Assigned

Filed: March 8, 2004

Examiner: To Be Assigned

For: **IMPROVED LOOSE-LEAF BINDER**

EXPRESS MAIL CERTIFICATE

Express Mail Label No.: EJ606931584US

Date of Deposit: March 8, 2004

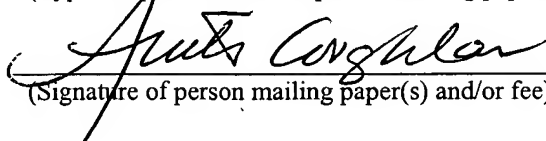
I hereby certify that the following attached paper(s) and/or fee

1. Utility Application and Application Fee Transmittal (in duplicate); enclosing Cover Page (1 page); Specification (161 pages), Claims 1-23 (14 pages), Abstract (1 page), 44 sheets of Formal Drawings (FIGS. 1A-1L; 2A-2E; 3A-3E; 4A-4D; 5A; 5B; 6A; 6B; 7A; 7B, 8-12; 13A, 13B, 14A-14C; 15-17, 18A, 18B; 19A, 19B, 20A, 20B, 21A, 21B, 22A, 22B, 23A-23E, 24A-24C; 25A, 25B, 26A-26C, 27A, 27B, 28A, 28B, 29A-29C, 30A-30F, 31A-31F, 32A-32F, 33A-33F, 34, 35, 36A-36F, 37A-37D, 38A-38C, 39A-39C, 40A, 40B, 41A-41E, 42, 43A, 43B, 44, 45A-45C, 46A, 46B, 47A, 47B, 48A-48E, 49A-49E, 50A, 50B, 51A, 51B, 52A, 52B, 53A-53E, 54A-54K, 55A, 55B, 56A, 56B, 57A, 57B, 58A, 58B, 59A, 59B and 60.);
2. copy of Declaration And Power Of Attorney (6 pages);
3. Information Disclosure Statement (3 pages); and
4. Return postcard

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Anita Coughlan

(Typed or printed name of person mailing papers(s) and/or fee)


(Signature of person mailing paper(s) and/or fee)

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